



**JONATHAN E. FIELDING, M.D., M.P.H.**  
Director and Health Officer

**JONATHAN E. FREEDMAN**  
Chief Deputy Director

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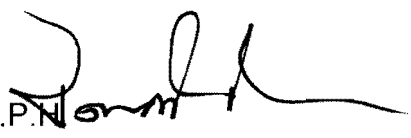
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September 20, 2012

TO: Each Supervisor

FROM: Jonathan E. Fielding, M.D., M.P.H.   
Director and Health Officer

SUBJECT: **NOTIFICATION OF THE USE OF DELEGATED AUTHORITY TO ACCEPT  
GRANT AGREEMENT NUMBER EA23-12-15 FROM THE CALIFORNIA  
DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY FOR THE  
LOCAL ENFORCEMENT AGENCY SOLID WASTE FACILITIES PERMIT  
AND INSPECTION PROGRAM**

This is to notify you that I am exercising the delegated authority approved by your Board on May 12, 2009, to apply for and accept fiscal year (FY) 2009-10 through FY 2013-14 awards from the California Department of Resources Recycling and Recovery (CalRecycle) that support solid waste facilities permit and inspection programs, at amounts determined by CalRecycle, at no net County cost, subject to review and approval by County Counsel and the Chief Executive Office (CEO), and notification to your Board.

Under this authority, I will accept Local Enforcement Agency Grant Program FY 2011/12 – Cycle 23, Grant Number EA23-12-15 from CalRecycle in the amount of \$80,898, for the term of July 1, 2012 through June 30, 2013, with a no cost extension through October 28, 2013 to complete the annual report. These funds will allow the Department of Public Health to continue its solid waste facilities permit and inspection program. Specifically, funds will be utilized to: a) expand training on permitting and inspections; b) purchase personal protective equipment, supplies, and field equipment for inspectors; c) purchase educational materials; and d) pay membership fees and subscription on Titles 14 and 27. Funds may also be used to hire outside consultants to deal with difficult issues.

County Counsel has reviewed and approved the agreement as to form and advised that I inform your Board that the general terms and conditions that are incorporated into CalRecycle's Standard Agreement include provisions requiring the County to indemnify the State for all claims and losses related to this Agreement and to waive all claims and recourse against the State related to this Agreement. These are standard requirements from the State and cannot be waived or modified. I have been advised by CEO Risk Management and County Counsel of the risks associated with this provision. However, I believe these risks are acceptable in light of the need for the services and the resulting benefit to public health.

County Counsel has reviewed and approved the Grant Agreement as to form. County Counsel and the CEO have reviewed and approved this delegated authority action.

If you have any questions or require additional information, please let me know.

JEF: av  
#02428

c: Chief Executive Officer  
County Counsel  
Executive Officer, Board of Supervisors